

**IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD**

(Special Original Jurisdiction)

FRIDAY, THE TWENTY SECOND DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

-

WRIT PETITION NO.5688 of 2002

Between:

Kateboina Narayana, S/o. Venkata subbaiah, Ex.President,
Sri Bala Tripurasundari Fishermen Cooperative Society, Viswanathampuram, R/o.
Ganapavaram Village, Tripurantakam Mandal, Prakasham District.

..... PETITIONER

AND

- 1 The District Collector and Election Authority,
(Fishermen Wing), Prakasham District at Ongole.
- 2 The Assistant Director of Fisheries,
Ongole, Prakasham District.
- 3 N. Ramesh Babu, S.I. /N.C.R.D.O., Markapur and Election Officer,
Sri Bala Triupurasundari Fishermen Coop. Society,

Viswanathapuram, Tripurantakam Mandal, Prakasham District.
- 4 Sri Bala Triupurasundari Fishermen Coop. Society,

(Regd. No. V-39), Viswanathapuram, Tripurantakam Mandal,
Prakasham District Rep., by its Person-in-Charge,
- 5 Dedekula Chand, S/o. Yogaiah, R/o. Ganapavaram (V),
Tripurantakam Mandal, Prakasham District.
- 6 Velugula Chenaiah, S/o. Moorthaiah, R/o. Duvala Village,
Tripurantakam Mandal, Prakasham District.

(Respondent Nos.5 and 6 are impleaded as per Court Order

dated 23.4.2002 in W.P.M.P.No.8632 of 2002)

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order, writ or direction more particularly in the nature of Writ of mandamus declaring the action of the 3rd respondent in declaring the members of the 4th respondent society are not eligible to participate in the election scheduled to be held on 30.3.2002 and in not continuing the election process as per the schedule given by the 1st respondent by his orders in proceedings No.164/B/2002, dated 10.3.2002 as bad, arbitrary, illegal and against the principles of natural justice, and consequently direct the 3rd respondent to conduct election to the 4th respondent society on 30.3.2002.

Counsel for the Petitioner: Ms.SUREKHA/MR.C.DAMODHAR REDDY

Counsel for the Respondent Nos.1 and 2: GP FOR COOPERATION

Counsel for the Respondent Nos.3 and 4: None appeared

Counsel for the Respondent Nos.5 and 6: MR.K.SOMAKONDA REDDY

The Court made the following:

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ORDER:

Ms.Surekha, learned Advocate representing Sri C.Damodar Reddy, learned Counsel for the petitioner submits that the writ petition has become infructuous.

The writ petition is, therefore, dismissed as infructuous.

(V.V.S.RAO,J)

JULY 22, 2005.

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To

- 1 The District Collector and Election Authority,
(Fishermen Wing), Prakasham District at Ongole.
- 2 The Assistant Director of Fisheries,
Ongole, Prakasham District.

3 Two CCs to the Government Pleader for Cooperation,
High Court Buildings, Hyderabad. (OUT)

4 Two C.D. Copies.

